App F IX 4 1951-2 (C M) File No 27-51-

Previous References Serial Nos 7 8

C M Dept No A 33/50-51,

" 293/-11-

~~M.L. 16-44 (27-52)~~ C M 27-50(1-2)

~~Later References (27-52)~~ = C M 27-50(3, 4).

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

P=16-E Part B for Nov 51

SUBJECT

Levy of license fees on bankers Investments Hotels etc by the Mys city Municipality

L 9235-6

23-11-51

ML

The Comm Mysore

Through the DC

Controller S A D

Sanctions

WD 015467—GPB—25 000—12-9 51

28/2/52

G R S Ap F III—1]

GENERAL AND REVENUE SECRETARIAT

( )

NOTES

File No

FILE HEADING

Levy of Licence fee on Caterers, Sweetmeat Shops Hotels, etc Mysore city Municipality

FROM The Commr Mysore city Municipality

No C 2 P R 34 50-51 Dated 5-7-51 Received

Diary No 2496 Enclos Spare copies Serial No

BRIEF ABSTRACT OF

Forwards proposals of Mysore city Municipal Council for revising the Rate of Licence fee in respect of Hotels Restaurants etc

NOTES AND ORDERS

flag T

Municipal Collection Act 27-50 (Sl 18)

Sanctioning the amendment of the above bye-laws so as to levy enhanced fee in respect of these establishments as put up

2) As per the above the Licence fee on the Several establishments have been fixed as follows :-

(1) Hotels, Restaurants,

NOTES—First Sheet

WD 010865—GPB—20 000—2-8-50

Coffee and Tea houses, Catering houses, Bakeries Sweetmeat Shops private meat Stalls, Ice manufacture

one month's Rental Value of the Buildings in which the business is carried subject to a minimum of Rs 5/-

(2) Aerated water manufacture - Rs 30/-

3) Subsequently in G.O. No. L 4899 - 90/PCN 27-10-4 dated 3.8.90 the Licence fee on private meat Stalls was revised and fixed at Rs 10/- p.m. Flag Z

4) The proposal of the Coimbatore City Municipal Council now is for a further modification of the Scale of licence fee on Hotels and Catering Establishments, and Sweetmeat Shops, etc., So as to fix a minimum of Rs 25/- p.m and a maximum of Rs 500/- p.m which the assessment Continues to be on the basis of Rental Value (Code Reference dated 28.3.91 of the municipal Council) The municipal Council has however observed the Enquiries for details and held the objections of the proprietors of the establishments as tenable for the Reasons stated in the letter

5) Similarly the fee on Sweetmeat Shops and Shandy Shops has been

2 of 96 pil

Levy of License fee on Bakeries, Sweetmeat Shops, etc. Repeal of Duty

Resolved that the municipal Council be fixed at Re 1/- and Rs 10/- respectively for which the municipal Council has recommended for sanction

6) Though licensing fee is not considered to be a Source of Revenue to the Municipality and is meant to enable the Executive of Council over these establishments Reported to Public in the interest of public Health and Sanitation, this considerably constitutes an important Source of Revenue The financial conditions of the proposed modifications are not explained by the Commissioner

7) Subs for orders.

Chief 5/11/51
Engr 8/11/51

8) The proposal of the Municipal Council to enhance the Rate of fee to several shop Houses etc may be sanctioned, as they have taken all aspects into Consideration

Secy) 8/11/51.
L.S.G)

9) Law Secy may please examine if fees can be levied for grant of

No 8371
Date 8/11

Levy of license fees on Bakeries, Sweetmeat works, Hotels etc - in Mysore city

licenses & under the Bye laws. - framed under Sec 51 of the Mysore city Municipalities Act but section does not specifically permit the levy of any fees for such licenses

(Law Dept)

9/x/1

10) It is permissible to charge fee for the grant of licenses by the city municipal Councils under the provisions of Sec 51 read with Sec 82 (1) (a) of the Mysore city Municipalities Act - 1933

12/11/51 11) 8/12/11/51 Section 51 (1) (b) (iv) read with first clause of sect 82 (1) of the City Mly Act 1933 empowers the City Mly Council to levy license fees

(Secy L.S.G.) 12/11/51

No 8487 Date 13/11

12) The resolution of the Mly Council may be approved.

OFFICE OF THE MINISTER FOR LOCAL SELF GOVERNMENT No 4170 Date 18/11/1951

16/11 Hon. L.S.G.) 13) 16/11/51 16/11 13/11

2478/M1 Levy of license fees on bakeries, Sweetmeat shops, hotels etc in Mysore city

14/ Draft G.O. as put up for approval.

Chge 19/11/50
BNR 19/11/57

Issue draft
BNR 20/11

To HL

The L'comm'r
Mysore city. (Thro the Addl)
Controller's A/C
L. 9235-C/C M 23-57a
23-11-57

Sanctions

B

Vol 5 Files Ca P R 24/50 51 Encl objection petitions, Council Resolutions, and Gazette notification

CITY MUNICIPAL COUNCIL
Mysore, Dated 5-7-51.

FROM

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

To C K-27-57-7

The Secretary to Government,
L.S G. Department, Bangalore.

(Through the President).

Sir,

Re Levy of license fees on bakeries, sweetmeat shops, Hotels, tea and coffee houses, ice and aerated water manufacturing places, and private meat stalls in Mysore City.

I write to state that the Government have in their G.O. No.L. 4777-8/CM. 27-50-2 dated 31-7-50 approved of the proposal of the Council to amend the bye-laws of the Municipality regulating the licensing and inspecting the conduct of hotels etc., and charging license fees on the basis of one month's rental value of the building in which the business is carried on subject to a minimum of Rs 5/- and a fixed sum of Rs. 30/- in respect of aerated water manufacturing places. The Honorary Secretary of the Mysore City Hotels Association represented in September 50 that the levy of licensing fee on the above basis worked on them as a great hardship on account of (1) enhanced rate of rent of building (2) enhanced municipal taxes (3) payment of medical examination fees (4) sales tax, income tax etc , and (5) increase in the establishment involved by the enforcement of the Shops and Establishment Act. While considering the Budget Estimates of the Municipality for the current year the Council resolved that the present levy might be modified so as to fix a maximum of Rs. 500/- and a minimum of Rs. 25/- A copy of the resolution in this behalf is enclosed. Action was taken to notify the proposed amendment to the existing bye-laws in the official Gazette and also in the local news papers. Copies of the Gazette notification dated 10-5-51 are enclosed for reference. In response to the above notification, Proprietors

Proprietors of a few hotels in the city, viz., Indra Bhavan, Anand Bhavan, Chamundeswari Bhavan, Krishna Bhavan, ~~xxxxxxxxxxxxx~~ and also the Hotels Association have represented that the rates work as a great hardship for the reasons set forth in their representation dated 27-9-50 while the Secretary of ~~the~~ Hotel Proprietors' Association stated that the rate is high when compared with the rate of license fee prevailing in other Corporation like Bangalore, Bombay and other places, as has been ascertained by them. For these reasons they requested for a reconsideration of the decision of the Council. The proposed amendment came up before the Council with the above objections for final approval at their meeting held on 22-6-51 They were of opinion that the objections received were from the proprietors of only big concerns who had to pay and had paid a higher rate of license fee of about Rs. 1000/- in each case based on the rental value of the building and that their case has now been sympathetically considered by lowering the maximum limit to Rs. 500/- . They felt that when there was no objection from the owners of small concerns, the minimum of rate in respect of whom was enhanced from Rs. 5/- to Rs. 25/- as per the proposed amendments, the objection from the owners of big concerns who have been benefited by the proposed amendment was not tenable. They therefore resolved that sanction of Government may be obtained to the notified amendment.

In enclosing a copy of the resolution of the Council in this behalf, I request you kindly to obtain orders of Government sanctioning the amendment of bye-law relating to the above so as to levy one month's rental value on hotels, restaurants, coffee houses, tea shops etc., of the building in which the business is carried on subject to a minimum of Rs. 25/- and maximum of Rs 500/-.

The Council also had resolved on 7-2-51 that in the case of retail shops where sweetmeats are sold, the levy of the license fees on one month's rental value basis worked as an hardship on the poor shopkeepers and as such they considered that a minimum fee of Re 1/- be levied Similarly they were of opinion and had resolved that the fee on Sharabhat shops may be levied at Rs. 10/- instead of the present rate of Rs. 30/- as sanctioned in G.O. dated 31-7-50. This amendment is also duly notified in the same notification referred to above and enclosed As no objections have been received in this behalf I request that orders of Government may kindly be obtained for this amendment also. A copy of the resolution and the Gazette Notification which explain clearly the existing and proposed rates of levy and the objection petitions referred to are enclosed for reference.

Yours faithfully,

Municipal Commissioner.

8/1/51

Forwarded with compliments,

T Narasimha Iyengar

President.

PSK.

OFFICE OF THE MUNICIPAL COMMISSIONER MYSORE

Notification dated 10th May 1951

Notice is hereby given to the inhabitants of the Mysore City Municipality that the Municipal Council desire to further amend the existing bye law No 4 as amended by Government Order No L 4777 8 –C M 27 50 2 dated the 31st July 1950 relating to the levy of license fees on bakeries sweetmeat shops hotels tea and coffee houses ice and aerated water manufacture framed under Section 51 (1) (b) (ii) of the Mysore City Municipalities Act 1933 and contained in Chapter XVI of the Mysore City Municipal Rules and Bye laws so as to levy the license fees on the basis of one month s rental value of the building where the business is carried in respect of Hotels Restaurants Tea and Coffee houses and ice and aerated water manufacturing places subject to a minimum of Rs 25 and a maximum of Rs 500 and to levy a minimum fee of Re 1 in respect of retail sweetmeat shops and to levy a license fee of Rs 10 only on sharabath shops and private meat stalls The existing bye law and the bye law as per the proposed amendment will read as follows —

EXISTING

The following fee shall be charged for licenses granted unde this bye law

	Kind of business	Rate of license fee
1	Hotels Restaurants Coffee and Te houses—I Class	One month rental value of the building in which the business is carried on subject to a minimum of Rs 5
2	Hotels Restaurants Coffee and Tea house —II Class	
3	Bakerie and Sweetmeat sh ps—I Cl ss	
4	Bakeries and sweetmeat shops—II Class	
5	Private meat stall	
6	Ice Manufacture	
7	Aerated wate manufacture	Rs 20

PROPOSED

The following fee shall be charged fo licenses granted under this bye law

	Kind of business	Rate of license fees
1	Hotels Restaurants Coffee and Tea houses—I and II Cl s	One month s rental value of the building in which the business is carr ed on subject to a minimum of Rs 25 and maximum of Rs 500
2	Bakerie and sweetmeat shops—I nd II Cl sses	
3	Privat Meat stalls	Rs 10 (as s nctioned in Government O der No L 4899 901—C M 27 50-4 d ted 3rd Aug st 1951
4	Ice manufactur	S me as fo (1) and (2)
5	Aerated water manuf c ture	Rs 30 Pr vid d that n the ca e of retail hops where weetmeat is sold the C uncil may charge a minimum fee f Re 1 provided also that in the ca e of Sharabath sh ps the Council may levy the licen se fe at R 10

A

Any inhabitant of the Municipality objecting to the proposed amendment may with n one month from the date of this Notice send his objections in writing to the Municipal Council

C NARASIMHA MOORTY
Municipal Commissioner

Proceedings of the ~~Ordinary~~ Special Meeting of the Municipal Council held on Friday the 22nd June 51 at 4.P.M. in the Municipal Office.

231. A Objection petition received from the Proprietors of Indra Bhavan, Chamundeswari Bhavan, Modern Cafe, Bombay Ananda Bhavan and the Hotel Proprietors' Association, regarding the revision of the licensing fee on Hotels etc , notified on 14-5-51.

Objections overruled, Sanction of Government may be obtained for the notified amendment

Sd. T Narasimha Iyengar,

President.

Copy

Municipal Commissioner

8/7/51

PSK

(Budget)

Proceedings of the Special Meeting of the Council/held in the Municipal Office on Monday the 26th March 1951 at 2.P.M.

Subject - Special Managing Committee Resolution No 478A-9 dated 7-3-51.

1290A-10. Resolved to recommend to the Council that the scale of license fee on hotels and catering establishments, sweetmeat shops etc., as sanctioned in G.O. No L. 4777-8C.M 27-50-2 dated 31-7-50 be revised so as to fix a minimum of Rs. 25/- P.A. subject to a maximum of Rs. 500 P.A. on the basis of the rental value.

" Approved "

Sd T Narasimha Iyengar,
President.

Copy.

Municipal Commissioner.

PSK

Proceedings of the Adjourned meeting of the Municipal Council held in the Mumicipal Offices on Wednesday 7-2-51 at 4 P.M.

1148. Legal Committee resolution No43/11-1-51 opining, on the referred subject No 809/30-10-50 of the Council regarding the revision of the bye-laws so as to levy only a nominal fee for licensing the sale of sweetmeat by retail dealers, that the following two provisions may be added to section 4 Chapter XIV of the Mysore City Municipal Rules and Bye-laws as amended by G O. dated 31-7-50.

" provided that the Municipal Council in case of retail sweetmeat shops may charge a minimum fee of Re 1/-.

" provided that in the case of Sharabath shops, the Council may fix the license fee at Rs. 10/-".

Approved "

Sd T. Narasimha Iyengar,
President.

C o p y.

For Municipal Commissioner

PSK

8/2/51

BOMBAY INDRA BHAVAN

DE LUXE RESTAURANT & CATERERS

SAYAJI RAO ROAD

MYSORE

Petition Letter No 82

Date 11/6/51

8 JUN 1951

MYSORE

BADRI PRASAD

7th June 1951

To

The Commissioner,
City Municipal Council,
MYSORE.

Dear Sir,

In several News Papers, you have been pleased to announce that the Municipal Council desire to revise the rates of Municipal Licence Fee on Hotels & Restaurants etc., sanctioned in Government Order No L 4778-8 C M.27-50-2 dated the 31st July 1950 and now wishes to fix it as one month's rent of the premises in which a Hotel or a Restaurant is located, the minimum being Rs.25/- and maximum Rs.500/- respectively and you have now called for objections if any in this behalf.

You are doubtless aware that the Mysore City Hotels' Association, have already submitted a Memorandum to your goodself on our behalf explaining in detail the hardships that the Hotel establishments would be put to consequent on the fixation of the Licence Fees, on the basis of one month's rental value of the building, the minimum being Rs 25/- and maximum Rs 500/-. It is therefore needless for me to reiterate my grievances through this application but however please permit me to bring to your kind notice that this procedure of fixation of Licence Fees is not fair as such a practice is not in vogue anywhere in Mysore State or in any part of India, and the same would affect my business considerably.

I therefore earnestly hope that your goodself as also the Municipal Council would go through the entire matter again and kindly see that proper justice is meted out to me, so that I can carry on my business with ease.

Thanking you in anticipation

Yours faithfully,

Proprietor

TELEGRAMS
PHONE NO 541

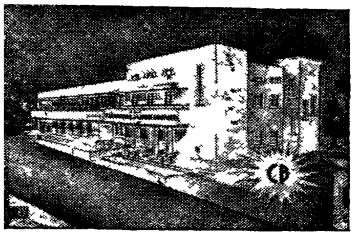
ESTD 1944

CATERERS BY APPOINTMENT TO H H THE MAHARAJA OF MYSORE

SREE CHAMUNDESWARI BHAVAN

RESTAURANT, BOARDING & LODGING

Proprietors
Munshilal &
Rama Iyer



SIVARAMPET
MYSORE
7th June 1951.

Petitions and Enquiry Branch
Petition / Letter No 8.2
Date 11.6.51

OFFICE OF THE MUNICIPAL COUNCIL
8 JUN 1951
MYSORE

To
The Commissioner,
City Municipal Council,
Mysore.

Dear Sir,

In several News papers, you have been pleased to announce that the Municipal Council desires to revise the rates of Municipal License Fee on Hotels & Restaurants, etc , sanctioned in Govt order No. L 4778-8 C M 27-50-2 dated the 31st July 1950 and now wishes to fix it as one month's rent of the premises in which a Hotel or a Restaurant is located, the minimum being Rs 25/- and maximum Rs 500/- respectively and you have now called for objections if any in this behalf

You are doubtless aware that the Mysore city Hotels' Association have already submitted a Memorandum to your goodself on our behalf explaining in detail the hardships that the Hotel establishments would be put to consequent on the fixation of the licence fees, on the basis of one month s rental value of the building, the minimum being Rs 25/- and maximum Rs.500/- It is therefore needless for me to reiterate my grievances through this application but however please permit me to bring to your kind notice that this procedure of fixation of Licence fees is not fair as such a practice is not in vogue anywhere in Mysore State or in any part of India, and the same would affect my business considerably

I therefore earnestly hope that your goodself as also the Municipal Council would go through the entire matter again and kindly see that proper justice is meted out to me, so that I can carry on my business with ease

Thanking you in anticipation,

Yours faithfully,
For Sree Chamundeswari Bhavan,
N Munshilal P V Rama Iyer
Proprietors

Tlgm INDBAN Myo

INDRA BHAVAN

BOARDING & LODGING

SUPERB HOTEL

Branch
DHANVANTHRI ROAD MYSORE

Petitions and Enquiry
Petition
Letter No 8, 842
Date 11.6.51

OFFICIAL 1 JUN 1951 MYSORE 8 JUN 1951 1138/DET

Date 7th June 1951

To

The Commissioner,
City Municipal Council,
MYSORE.

Dear Sir,

In several News Papers, you have been pleased to announce that the Municipal Council desires to revise the rates of Municipal Licence Fee on Hotels & Restaurants etc. sanctioned in Government Order No L 4778-8 C.M.27-50-2 dated the 31st July 1950 and now wishes to fix it as one month's rent of the premises in which a Hotel or a Restaurant is located, the minimum being Rs 25/- and maximum Rs.500/- respectively and you have now called for objections if any in this behalf

You are doubtless aware that the Mysore City Hotels' Association, have already submitted a Memorandum to your goodself on our behalf explaining in detail the hardships that the Hotel establishments would be put to consequent on the fixation of the Licence Fees, on the basis of one month's rental value of the building, the minimum being Rs.25/- and maximum Rs 500/-. It is therefore needless for me to reiterate my grievances through this application but however please permit me to bring to your kind notice that this procedure of fixation of Licence Fees is not fair as such a practice is not in vogu anywhere in Mysore State or in any part of India, and the same would affect my business considerably.

I therefore earnestly hope that your goodself as also the Municipal Council would go through the entire matter again and kindly see that proper justice is meted out to me, so that I can carry on my business with ease.

Thanking you in anticipation,

Yours faithfully,

Omprakash

F INDRA BHAVAN
Board g & Lod g Dhan anthri Road,
MYSORE.

T l Add ANANDBHAVAN ESTD 1921 Ph ne N 809

BOMBAY ANAND BHAVAN RESTAURANT

UNDER THE AME M NAGEM NT A MOST MODE N SO D NG AND LODG NG AT VONT KOPPAL

HIGH CLASS CATERE S! AND DEALE IN ALIGA H LOCK OF ALL SIZ S AND VA ETIES

MYSORE
Petitions and Enquiry Branch
Petition Letter No 682
Date 11/6/51

Date 7th June, 1951.

8 JUN 1951 MYSORE

The Commissioner,
City Municipal Council,
MYSORE

Dear Sir,

In several News Papers, you have been pleased to announce that the Municipal Council desires to revise the rates of Municiapl License Fee on Hotels & Restaurants etc , sanctioned in Government Order No L.4778-8 C M 27-50-2 dated the 31st July 1950 and now wishes to fix it as one month's rent of the premises in which a Hotel or a Restaurant is located, the minimum being Rs 25/- and maximum Rs 500/- respectively and you have now called for objections if any in this behalf

You are doubtless aware that the Mysore City Hotels' Association, have now already submitted a Memorandum to your goodself on our behalf explaining in detail the hardships that the Hotel Establishment would be put to consequent on the fixation of the License Fees, on the basis of one month's rental value of the building, the minimum being Rs 25/- and the maximum Rs.500/- It is therefore needless for me to reiterate my grievan--ces through this application but however please permit me to bring to your kind notice that this procedure of fixation of License Fees is not fair as such a practice is not in vogue anywhere in Mysore State or in any part of India, and the same would effect my business considerably I therefore earnestly hope that your goodself as also the Municipal Council would go through the entire matter again and kindly see that

P T O

CATERERS by Special Appointment to H H The Maharaja of Mysore

Telephone 742

Petition and Enquiry Branch
Petition / Letter No G 82
Date [illegible]

MODERN CAFE

"DASAPRAKASH"

MYSORE 8th June 1951.

Our Branches

MODERN CAFE
(HARI NIVAS)
Bo d g & Lodg g
No 4 Thamb Ch tty St M d es
T l pho 4121

QUICK MEAL COUNTER
MADRAS CENTRAL STATION

MODREN HINDU HOTEL
MYSORE
T l pho e 841

MODERN HINDU HOTEL
DASAPRAKASH
OOTACAMUND
T lepho 3257 A

MODERN CAFE
R sta t
spla de M d es
T l phon 2125

NDIAN REFRESHMENT ROOM
AND
REFRESHMENT STALL
CONTRACTORS
AT
MADRAS CENTRAL
; g l C ty B g lo C to m t
3 wad Roy p m & B n B dg
R lw y St t o s

Our MOBILE CANTEEN
SERVICE
t M d s M
i No I S

W c t T a & D r
P t s o mod l s

' ty Q al ty & S s o r motto

K SEETHARAMA RAO
Propr etor
R s Pho 4545

To

The Commissioner,
City Muncipal Council,
MYSORE

OFFICE OF THE MUNICIPAL COMMISSIONER
11 JUN 1951
MYSORE

Dear Sir,

In several News Papers, you have been pleased to announce that the Muncipal Council desire to revise the rates of Muncipal Licence Fee on Hotels and Restaurants, etc., sanctionted in Government order No. L.4778-8 C M 27-50-2 dated the 31st July 1950 and now wished to fix it as one month's rent of the premises in which a hotel or restaurant is located, the minimum being Rs.25/- and the maximum being Rs.500/- respectively and now you have called for objections, if any, in this behalf.

You are doubtless aware that the Mysore City Hotel's Association, have already submitted a Memorandum to your good self on our behalf explaining in detail the hardships that the Hotel establishments would be put to consequent on the fixation of the License Fees, on the basis of one month's rental value of the building, the minimum being Rs 25/- and the maximum being Rs 500/- It is therefore needless for me to reiterate my grieviences through this application but however please permit me to bring to your kind notice that this procedure of fixation of Licence Fees is not fair as such a practive is not in vogue anywhere in Mysore or in any part of India and the same would effect my business considerably.

I therefore earnestly hope that your goodself as also the Muncipal Council would go through the entire matter again and kindly see that proper justice is meted out to me, so that I can carry on my business with ease.

Thanking you in anticipation,
Yours faithfully,

Proprietor.

snr

ESTD 1932 Approved By Th Govt of Mysore

SRI KRISHNA BHAVAN RESTAURANT

DEVARAJ MARKET SQUARE MYSORE

Enquiry Branch Date 8th June 1951

Petition No 582

Date 12/6/51

To

The Commissioner,
City Municipal Council,
Mysore

Dear Sir,

In several Newspapers you have been pleased to announce that the Municipal Council desires to revise the rates of Municipal licence Fee on Hotels and Restaurants, etc., sanctioned in Govt Order No.L 4778-8 C M 27-50-2 dated the 31st July 1950 and now wishes to fix it as one month's rent of the premises in which a Hotel or a Restaurant is located, the minimum being Rs.25/- and maximum Rs.500/- respectively and you have now called for objections if any in this behalf

You are doubtless aware that the Mysore city Hotels' Association have already submitted a Memorandum to your goodself on our behalf explaining in detail the hardships that the Hotel establishments would be put to consequent on the fixation of the licence fees, on the basis of one month's rental value of the building, the minimum being Rs.25/- and the maximum Rs.500/- It is therefore needless for me to reiterate my grievances through this application, but however please permit me to bring to your kind notice that this procedure of fixation of license fees is not fair as such a practice is not in vogue anywhere in Mysore State or in any part of India, and the same would affect my business considerably

I therefore earnestly hope that your goodself as also the Municipal Council would go through the entire matter again and kindly see that proper justice is meted out to me, so that I can carry on my business with ease

Thanking you in anticipation,

Yours faithfully,
For Sri Krishna Bhavan Restaurant,

12 JUN 1951

Letter No.L.C.1.Byelaw/50 dated the 4th January 1951 from the Health Officer, Corporation of the City of Bangalore, Bangalore addressed to the Secretary, The Mysore City Hotels Association, Mysore.

Ref --Your letter dated 22nd December 1950, re.Hotel License Fe A copy of the Schedule from the Bye-laws of the Bangalore City Municipality, is herein enclosed as required.

Extract from the Byelaws of the Bangalore City Municipality, Relating to Bakeries, Sweetmeat Shops, Hotels, Coffee Houses, Manufacturing Ice and Aerated Waters, etc.,

S C H E D U L E

Fees chargeable in respect of every license for the use of a place in Bangalore City as Hotel, Restaurant, Eating House, Boarding or Lodging House, Coffee House, Sweetmeat Shop, Bakery or for the manufacture of ice or aerated waters -

	Purpose of license.	Fees payable
otel Restaurant, eating house or Coffee house -		
(i)	Where the annual rental value of the place where the business is carried on exceeds Rs.2,999/-	Rs 200/-
(ii)	Where such annual rental value exceeds Rs.1,499/- but does not exceed Rs.2,999/-	" 100/-
(iii)	Where such annual rental value exceeds Rs.899/- but does not exceed Rs.1,499/-	" 50/-
(iv)	Where such rental value exceeds Ps.299/- but does not exceed Rs.899/-	" 20/-
(v)	In all other cases	" 10/-
2. Bakery or sweetmeat shop :-		
(i)	Where the rental value of the place used as bakery or sweetmeat shop exceeds Rs.899/-	" 50/-
(ii)	Where such rental value exceeds Ps 299/- but does not exceed Rs.899/-	" 25/-
(iii)	In other cases	" 10/-
3. Ice or aerated water manufactory		" 50/-

Letter No 11 dated the 5th January 1951 from the Vice-President, Municipal Corporation, Hyderabad, Deccan, addressed to the Secretary, the Mysore City Hotels Association, Mysore City.

With reference to your letter No NIL dated 22nd December 1950, I have to inform you that the present Licence fee is as follows -

1. For first class Hotels the rent of the establishment being Rs.50/- or above 50 per annum.
2. Second Class Hotels the rent of the establishment being Rs 36/- or above Rs.36/- but less than Rs 50/- per annum.
3. For third class Hotels the rent of the establishment being Rs.36/- Rs.24/- per annum

---

Letter No 13/3534 LSC of 1950-51 dated the 8th January 1951 from the Superintendent of Licences, Bombay Municipality, Bombay addressed to the Secretary, The Mysore City Hotels' Association, Mysore re: Hotel Licence Fees.

Your letter dated 22/12/50 addressed to the Executive Officer, Municipal Corporation, Bombay and forwarded by him to this Office for disposal.

Licence fees for keeping Eating Houses (Hotels etc ,) in Greater Bombay are charged on the basis of floor-area occupied for the trade as under -

For a space upto 200 sq.ft or under	Rs.10/-	per annum.
Over 200 sq.ft.upto 500 sq ft.	" 25/-	-do-
Over 500 sq.ft.upto 1000 sq.ft.	" 40/-	-do-
Over 1000 sq.ft. upto 1500 sq.ft.	" 60/-	-do-
Over 1500 sq.ft. for every additional 500 sq ft. or under	" 15/-	-do-

subject to the maximum ofRs 400/-

Letter No 280 dated the 10th January 1951 from the Commissioner, Corporation of Trivandrum addressed to the Secretary, The Mysore City Hotels Association, Mysore

Subject Rates re Licence fee in respect of hotels

Your letter dated 22/12/1950. Adverting to the above, I write to inform you that the rate of licence for hotels is fixed on the

Schedule of License fee for Lodging House, Hotels etc ,

Section 283 (A) LODGING HOUSE

When the annual rental of the building is Rs.1000/- & above Rs.50/-
Rs.500 to Rs.999 " 20/-
Rs.250 to Rs.499 " 10/-
Rs.100 to Rs.249. " 6/-
Below Rs.100/- " 2/-

(B) Eating House, tea-shop, coffee house, Cafe, Restaurant, refreshment room or any place where the public are admitted for repose or for the consumption of any food or drink or any place where food is sold or prepared for sale. | When the annual rental value of the building is Rs.100/- or less, Rs.9/- per annum, above Rs.100/- and up to Rs.240/- Rs.15/- per annum, Rs.240/- & above Rs.48/- per annum. 50% of the above rates, for institution run not for the purpose of profit

(Hostels & Boarding Houses be given free license provided no rent is realised from the occupants).

Schedule of Fees chargeable under the provisions of Sec.365 (2) of the Madras City Municipal Act IV of 1919 from 1st April 1947.

Sections 279, 349 (11) and 287

Coffee Hotels. (Cafe, Restaurant, Club) Drinking House	Rs.40/-	Where the rent or rental value of the Hotel premises proper is Rs.50/- and below
	100/-	Where the rent or rental value exceeds Rs.50/- but does not exceed Rs.100/-
	150/-	Where the rent or rental value exceeds Rs.100/- but does not exceed Rs.200/-
	200/-	Where the rent or rental value exceeds Rs 200/- but does not exceed Rs.400/-
	300/-	Where the rent or rental value exceeds Rs.400/- but does not exceed Rs.750/-
	400/-	Where the rent or rental value exceeds Rs.750/- but does not exceed Rs. 1,500/-.
	500/-	Where the rent or rental value exceeds Rs.1500/-.
Meals Hotels and Eating Houses.	As in the case of Coffee Hotel	
Sweet-meat Stalls	Rs.40/-	Where the rent or rental value is Rs 15/- and below.
	" 50/-	Where the rent or rental value exceeds Rs.15/-
	" 80/-	Where the rent or rental value is Rs 100/- and above.

THE
MYSORE CITY HOTELS ASSOCIATION
(REGISTERED)

Tel No

Estd 1943

MYSORE

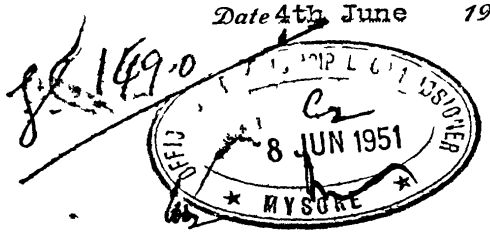
To

Date 4th June 1951

The Commissioner,

City Municipal Council,

MYSORE.



Dear Sir,

In several News Papers, you have been pleased to announce that the Municipal Council desires to revise the rates of Municipal Licence Fee on Hotels and Restaurants etc., sanctioned in Government Order No L.4778-8 C.M.27-50-2 dated the 31st July 1950 and now wishes to fix it as One month's rent of the premises in which a Hotel or a Restaurant is located, the minimum being Rs.25/- and maximum Rs.500/- respectively and you have now called for objections if any in this behalf.

In this connection all the members of the Mysore City Hotels Association (Regd) , desired to draw your kind attention to their previous representations dated the 27th September 1950 and 15th May 1950 sent along with a copy of the resolution unanimously passed at their General Body Meeting held on Saturday the 4th May 1950 and submit further as follows -

The enhancement now proposed by the Municipal Council, Mysore is abnormal as compared with the existing rates of Licence Fee in Mysore City and such a high rate of Licence Fee is not in force anywhere in India even in such important business centres as Bangalore City, Madras, Bombay, Hyderabad and Trivandrum. Copies of some of the letters received from the several Corporations are enclosed herein for your kind information and early needful action.

1. Letter No L.C.1.Bye Law/50 dated the 4th January 1951 received from the Health Officer, Corporation of the City of Bangalore.
2. Letter No 11 dated the 5th January 1951 from the Vice-President, Municipal Corporation, Hyderabad, Deccan
3. Letter No 13/3534 LSC of 1950-51 dated the 8th January 1951 from the Superintendent of Licences, Bombay Municipality, Bombay
4. Letter No 280 dated the 10th January 1951 from the Commissioner, Corporation of Trivandrum.
5. Schedule of Fees chargeable under the provisions of Sec.365 (2) of the Madras City Municipal Act IV of 1919 from 1st April 1947

In this connection it may not be out of place to bring to your kind consideration that in the Madras Law Journal Reports LVII on page 71, a case is reported wherein The High Court of Judicature at Madras has given a decission in favour of Messrs Spencer & Co., Ltd , Mount Road, Madras in an appeal filed by them against the Corporation of Madras stating that there is great difference between "Taxes and Licence Fee" leviable by a Municipality and the power given by the Municipal Act to the Council to leavy Licence Fees cannot be used as a power of taxation. Licence Fee are

leviable as compensation to the Corporation for the expenses incurred in the issue of Licenses and the general regulation of the trades and other occupations which are licenced and there must be some relation between these expenses and the amount of fees leviable.

This matter was considered in all its aspects at the meeting of the Mysore City Hotels Association(Regd)., held on 9th May 1951 and 4th June 1951 and it was unanimously resolved that the Municipal Commissioner and Members of the Municipal Council be requested to reconsider their decision sympathetically in the light of this humble representation and to cancell the proposed enhancement of the Hotel Licence Fee as hitherto represented several times.

Pray excuse trouble and thank you in anticipation.

Yours faithfully,

Hon. Secretary.

THE

MYSORE CITY HOTELS ASSOCIATION

(REGISTERED)

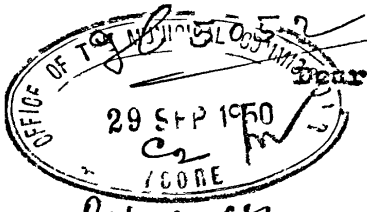
Estd 1943

MYSORE

Date Septr., 27, 19 50.

To,

Sriman S. Linganna,
President, City Municipal Council,
Mysore.



Dear Sir,

Sub:-Municipal Licence Fees as applicable to the Hotels in Mysore City. - Enhancement.

We had seen in the News Papers that one month's rent of Hotel Building, is fixed as its Municipal Licence Fees. In this connection, we had submitted our difficulties in our representation Dated 15th May 1950, for which we have not received any reply, so far. We now hear that the same would be insisted upon this year. If it is a fact, our actual position would be nothing less than ruinous and hence we most respectfully request you kindly to peruse the resolution passed unanimously at the General Body Meeting of our Association, held on Thursday the 4th May '50, a copy of which is herewith enclosed for your ready reference and be good enough to grant our humble prayer as submitted therein.

In this connection, it may not be out of place to submit to you that even in Bangalore City, which is decidedly a bigger town than Mysore, such an abnormal taxation has not been levied and the different varieties of treatment to be meted out in different places in one and the same State, will certainly not be fair and it is no exaggeration that most of the Hotels will be closed down automatically. Unless, it is not the intention of the authorities to entirely discourage the Hotel business, we most respectfully request you kindly to view our humble prayer very sympathetically and comply with our request as prayed above.

Pray excuse trouble and thanking you in anticipation,

Yours faithfully,
For The Mysore City Hotels' Association,

B Narasingarao
For Hon. Secretary.

Encl:-1.

THE
MYSORE CITY HOTELS ASSOCIATION
(REGISTERED)

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Estd 1943

MYSORE

Date *19*

Copy of resolutions unanimously passed at the General Body Meeting of the Mysore City Hotels' Association, held on Thursday the 4th May 1950.

It is learnt from the News Papers that at the last Meeting of the Mysore City Municipal Council, it was resolved to charge one month's rent of the Building in which each Hotel is located as the Annual Hotel Licence fee.

If that is a fact, it is really deplorable that the Mysore Municipality should have arrived at such a decision, ignoring the hardships and adverse circumstances in which the Hotel-Owners are doing business in the present day conditions and not taking into account the numerous ways in which Hotel-Owners are already being taxed directly and indirectly.

There are several different varieties of business within the jurisdiction of the Mysore City Municipality. We fail to understand why the Municipality have singled out the Hotel-Owners only as the victims of the new taxation.

If the object of the Municipality is to enhance the Tax at all, the public expect an underlying basic principle, proportion, uniformity, equity and justification. But we regret to observe that the Municipality have not at all bestowed sufficient consideration on the hardship consequent on this decision without taking into account the following, among other troubles, risks and responsibilities which Hotel-Owners have to face, and the precarious conditions under which they are carrying on business in the present circumstances.

1. Hotel-Owners are already paying heavily enhanced rent for the buildings, because, according to the amended rules under the House Rent Control Order, owners of buildings are permitted to enhance the rent amounting to thrice the original rent. If the Municipality now fix the Hotel Licence Fee on the basis of one month's present rent, they will be enhancing the Licence Fee on this already enhanced rental basis, with the result that the Hotel-Owners will be doubly hit.

2. Other Municipal taxes including the Sanitary Cess, Education Cess, etc. are also enhanced in proportion to the enhancement of the rent, with the result that the Municipality is already in receipt of this additional

income through the Hotels.

3. Servers in Hotels are required to undergo Medical Examination and pay the Medical Fees, which are usually paid by the Hotel-Owners. This is another rich source of income to the Municipality, the income amounting to some thousands of rupees per year.

4. Separate Licence Fee is levied on Well-water Pumps and Soda Fountains erected in Hotels. There seems to be a proposal for a further enhancement of this Licence Fee also.

5. There is another peculiar tax which the Hotel-owners are compelled to pay, Viz. 'Sales Tax', which they are actually not in a position to collect from the customers.

6. The income-tax levied on Hotel-Owners is very heavy. This tax is actually levied on them whether they realise profits or not.

7. According to the rules relating to labour, workers in Hotels are required to work only for eight hours a day. Since the Hotels are to work from morning till night, unlike other customers, the establishment has had to be doubled. This means that the expenditure on the staff & establishment is doubled, in the case of Hotels.

8. According to Shops & Establishments Act, every Hotel is to be closed once a week. Thereby, Hotel-owners are not in a position to earn any income during four days in the month at all.

9. Every Hotel Worker is given free Boarding & Lodging. This is a source of additional expenditure for Hotel-Owners. However, this kind of substantial facility is enjoyed by no labourer or workman anywhere in any other business.

10. Separate Licence Fee is already collected by the Municipality in respect of Sweet-meat Shops attached to Hotels.

11. There is another <u>indirect</u> taxation to which Hotel-Owners are liable, which is practically compulsory except in name. That is, Hotel-Owners are being forced in several ways & to subscribe liberally for almost all public functions, benefit performances, etc., that take place in Mysore City.

12. The Hotel-Owners' position in regard to supplies of food-stuffs is extremely precarious and they are carrying on their business in inexpressibly difficult circumstances. At present, no rationed

contd....

THE
MYSORE CITY HOTELS ASSOCIATION
(REGISTERED)

Tel No

Estd 1943

MYSORE

Date 19

articles, except Sugar, are being supplied to the Restaurants and even the Sugar quota is now reduced by more than 50% of the original quota. The rice quota supplied to Hotels amounts not even to a fourth of their actual requirements.

Hotel-Owners are taxed variously and heavily, directly and indirectly, and troubled on all sides, though the Government have declared Hotels as essential service. It is no wonder that, at this rate, most of the Hotels will have to be closed down inevitably on account of the desperately difficult circumstances mentioned above, under which the Hotel-Owners are struggling.

Hence, the members of the General Body of the above Association have unanimously resolved that the authorities of the Mysore Municipality be requested to reconsider their decision sympathetically in the light of this humble representation and to cancel the proposed enhancement of the Hotel Licence Fee.

B Narasimhachar

For Hon. Secretary,
The Mysore City Hotels' Association.

G. R S App F G 3]

GENERAL AND REVENUE
SECRETARIAT

(Continuation sheet draft form)

4 Copies

Proceedings of the Govt of Mysore

Read:

G o no. L Dis 777-8/c dt 27-50-2 dated 31-7-50 Sanctioning the levy of licence fee on hotels, Restaurants and tea houses, coffee houses, Canteens, Sweet-meat Shops provided meat stalls, ice manufacture, Aerated water in Mysore city municipality manufacture at one months Rental value of the premises in which the business is carried on subject to a minimum of Rs 5/- and on aerated water manufacture at Rs 30/- per annum

2) G o no. L 4899-90/dt 27-50-4 dated 3-8-50 Sanctioning an increase in the licence fee on provided meat stalls in the city from Rs 6/- to Rs 10/- per year

3) Letter no C. P R 24/50-51 dated 5-4-51 from the Commissioner, Mysore city municipality forwarding for

WD01085o—GPB—25 000—18 7 50

Sanction further proposals for modifying further the levy of license fee on Hotels, Restaurant Shops, hotels, tea and coffee houses, ice and aerated water manufacturing places, and private meat stalls (so as to fix a maximum of Rs 500/- and a minimum of Rs 25/- and to levy a minimum fee of Re 1/- in respect of Retail Restaurant Shops and a fee of Rs 10/- only on Shandalli Shops and private meat stalls [as approved by the municipal Council at its meetings held on 26.3.1951 and 22-6-1951, and adding thereto the prescribed formalities on this behalf have been duly observed

as noted below (from type portion marked "A" on the printed notification) 1911

on the basis of one month's rental value, where the business is carried on subject to a

Order No. 9288-6 I.C. 27-5-51 23-11-51

Sanctioned. The amendment may be incorporated in the existing bye-laws.

19/11/51 Secy

To

1) The Municipal Commr, Rgn with reference to his proposal

2) " Controller, S.A.D

PROCEEDINGS OF THE GOVERNMENT OF ~~HIS HIGHNESS~~

~~THE MAHARAJA OF~~ MYSORE

READ:-

Government Order No.L.4777-8/CM.27-50-2 dated 31st July 1950 sanctioning the levy of license fee on hotels, restaurants, and tea houses, bakeries, sweet-meat shops, private meat stalls, Ice manufacture in Mysore City Municipalities at one months rental value of the building in which the business is carried on subject to a minimum of Rs.5/- and on aerated water manufacture at Rs.30/- per mensem.

2. Government Order No.L.4899-90/CM.27-50-4 dated 3rd August 1950 sanctioning an increase of the license fee on private meat stalls in the City from Rs.6/- to Rs.10/- per year.

3. Letter No.C2.P.R.24/50-51 dated 5th July 1951 from the Municipal Commissioner, Mysore City Municipality forwarding for sanction proposals for modifying further the levy of licenses fee as noted below, as approved by the Municipal Council at its meeting held on 26th March 1951 and 22nd June 1951 and adding that the prescribed formalities in this behalf have been duly observed:-

KIND OF BUSINESS	RATE OF LICENSE FEE
1. Hotels, Restaurants, Coffee and Tea houses--I and II class	One month's rental value of the building in which the business is carried on subject to a minimum of Rs.25 and maximum of Rs.500/-
2. Bakeries and sweetmeat shops I and II class	-- do --
3. Private Meat Stalls	Rs.10/- (as sanctioned in Government order noted in para 2 above)
4. Ice manufacture	Same as for (1) and (2)
5. Aerated water manufacture	Rs.30/- provided that in the case of retail shops where sweetmeat is sold the council may charge a minimum fee of Re.1/- provided also that in the case of Sharabath shops the council may levy the license fee at Rs.10/-

Order No.L. 923 S-6 /CM 27-37-8

Dated, Bangalore, the 23 /11/51

Sanctioned. The amendment may be incorporated in the existing bye-laws.

for Secretary to Government,
L.S.G. Department.

To

The Municipal Commissioner, Mysore City (thro' the President)
" Controller, State Accounts Department, Bangalore.

knr-4/20.11